

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Morton M. Mower

Serial No.: 09/231,570

Group Art Unit: 3737

Filed: 01/14/99

Examiner:

FOR: **ANTITACHYCARDIAL PACING**

**DECLARATION AND POWER OF ATTORNEY--CO-PENDING APPLICATION
CONTAINING ADDITIONAL SUBJECT MATTER**

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **ANTITACHYCARDIAL PACING**, the specification of which was filed on 01/14/99 as Application Serial No. 09/231,570.

This application in part discloses and claims subject matter disclosed in my earlier filed pending application, Serial No. 08/699,552 filed 08/19/96, U.S. Patent No.: 05,871,506. I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

**AUGMENTATION OF ELECTRICAL CONDUCTION AND CONTRACTILITY BY
BIPHASIC CARDIAC PACING**, 08/699,552, 08/19/96, Status-patented,
Patent No.: 5,871,506, Issue Date.: 02/16/99.

Power of Attorney: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Jon L. Roberts
Registration No. 31,293
John K. Abokhair, Esq.
Registration No. 30,537
Kevin L. Pontius
Registration No. 37,512
Christopher B. Kilner
Registration No. P45,381
Roberts Abokhair & Mardula, L.L.C.
11800 Sunrise Valley Drive
Suite 1000
Reston, Virginia 20191-5302
(703) 391-2900

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.


Morton M. Mower M.D.

Date: 11/16/99